

AO 257 (Rev. 6/78)

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT  
☐ SUPERSEDING**OFFENSE CHARGED**8 U.S.C. Sections 1326(a) and (b) - Deported  
Alien Found in the United States☐ Petty  
☐ Minor  
☐ Misdemeanor  
☒ Felony**PENALTY:**20 years imprisonment; \$250,000 fine; 3 years supervised release  
and \$100 special assessment**PROCEEDING**

Name of Complainant Agency, or Person (&amp; Title, if any)

Immigration and Customs Enforcement

☐ person is awaiting trial in another Federal or State  
Court, give name of court☐ this person/proceeding is transferred from another  
district per (circle one) FRCrP 20, 21 or 40. Show  
District☐ this is a reprosecution of  
charges previously dismissed  
which were dismissed on  
motion of:☐ U.S. Att'y ☐ Defense☐ this prosecution relates to a  
pending case involving this same  
defendant☐ prior proceedings or appearance(s)  
before U.S. Magistrate regarding  
this defendant were recorded underSHOW  
DOCKET NO.MAGISTRATE  
CASE NO.Name and Office of Person  
Furnishing Information on  
THIS FORM

JOSEPH P. RUSSONIELLO

☒ U.S. Att'y ☐ Other U.S. AgencyName of Asst. U.S. Att'y  
(if assigned)

DANIEL R. KALEBA, AUSA

Name of District Court, and/or Judge/Magistrate Location  
NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S.

MJUAN SARZA-GOMEZ

DISTRICT COURT NUMBER

CR08-0173

**DEFENDANT****IS NOT IN CUSTODY**1) ☐ Has not been arrested, pending outcome this proceeding.  
If not detained give date any prior summons  
was served on above charges2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)**IS IN CUSTODY**4) ☒ On this charge5) ☐ On another conviction6) ☐ Awaiting trial on other  
charges☐ Fed'l ☐ State

If answer to (6) is "Yes", show name of institution

Has detainer  
been filed?☐ Yes  
☐ NoIf "Yes"  
give date  
filedDATE OF  
ARREST

Month/Day/Year

Or... if Arresting Agency &amp; Warrant were not

DATE TRANSFERRED  
TO U.S. CUSTODY

Month/Day/Year

2/29/2008

☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☒ NO PROCESS\*☐ WARRANT Bail Amount: \_\_\_\_\_

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address: \_\_\_\_\_

\*Where defendant previously apprehended on complaint, no new summons  
or warrant needed, since Magistrate has scheduled arraignment

Date/Time: \_\_\_\_\_

Before Judge: \_\_\_\_\_

Comments: \_\_\_\_\_

# United States District Court E-filing

FOR THE  
NORTHERN DISTRICT OF CALIFORNIA  
CRIMINAL DIVISION  
VENUE: OAKLAND

UNITED STATES OF AMERICA,

v.

JUAN SARZA-GOMEZ,

CRO8-0173

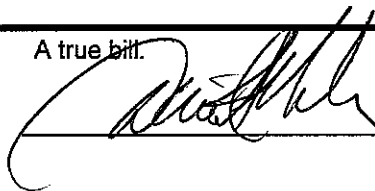
DLJ

DEFENDANT.

## INDICTMENT

8 U.S.C. §§ 1326(a) and (b) - Deported Alien Found in  
the United States

A true bill.



Foreman

Filed in open court this 19 day of  
MARCH 2008

Clerk

Bail, \$

Wayne D. Brazil No bail arrest warrant.  
3/19/08

FILED  
MAR 19 2008  
RICHARD W. WICKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

JOSEPH P. RUSSONIELLO (CABN 44332)  
United States Attorney

E-filing

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

FILED  
MAR 19 2008  
WARD W. WIEKING  
U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

UNITED STATES OF AMERICA,

Plaintiff,

v.

JUAN SARZA-GOMEZ

Defendant.

Criminal No.:

CR08-0173

DLJ

VIOLATION: 8 U.S.C. §§ 1326(a) and (b) –  
Deported Alien Found in the United States

OAKLAND VENUE

INDICTMENT

The Grand Jury charges:

1. Prior to May 24, 2004, the defendant, JUAN SARZA-GOMEZ, was convicted of at least one felony crime punishable by a term of imprisonment exceeding one year.

2. On or about May 24, 2004, the defendant, JUAN SARZA-GOMEZ, was removed, excluded, and deported from the United States.

3. After May 24, 2004, the defendant, JUAN SARZA-GOMEZ, knowingly and voluntarily reentered and remained in the United States.

INDICTMENT


1 4. On or about September 29, 2007, in the Northern District of California, the  
2 defendant, JUAN SARZA-GOMEZ, an alien, was found in the United States without having  
3 obtained the express consent of the Attorney General or the Secretary of the Department of  
4 Homeland Security to reapply for admission into the United States, in violation of Title 8, United  
5 States Code, Sections 1326(a) and (b).

6  
7 DATED: March 19, 2008

A TRUE BILL

8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
FOREPERSON

JOSEPH P. RUSSONIELLO  
United States Attorney

for   
W. DOUGLAS SPRAGUE  
Chief, Oakland Branch

(Approved as to form:   
AUSA DANIEL R. KALEBA)